

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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HENRY L. BARTON, JR.,

Plaintiff,

vs.

FREMONT STREET EXPERIENCE,

Defendant,

2:11-cv-2098-JCM-RJJ

O R D E R

This matter is before the Court on the failure of the Plaintiff, Herman L. Barton to appear at the Show Cause hearing scheduled for October 4, 2012. The Court having reviewed this matter hereby makes the following findings:

1. On August 8, 2012, the Court entered an Order (#10) scheduling a status hearing for September 7, 2012. The Order (#10) required Plaintiff, Henry L. Barton, Jr., to be present in Court for this hearing. The Order (#10) was served on the Plaintiff by United States Postal Service Certified Mail. *See*, Certified Mail Return Receipt (#11).
2. Plaintiff, Henry L. Barton, Jr. did not appear at said hearing. Further, he did not request a continuance of the hearing nor did he provide a reason for his non-appearance.
3. On September 13, 2012, the Court issued an Order to Show Cause (#13) scheduling a Show Cause hearing for October 4, 2012. The Show Cause Order(#13) required Plaintiff, Henry L. Barton, Jr., to be present in Court for this hearing. The Order (#13) was served on the Plaintiff by United States Postal Service Certified Mail. *See*, Certified Mail Return Receipt (#14).

7. Plaintiff, Herman L. Barton, Jr., has failed to prosecute this case.

DISMISSED WITH PREJUDICE.

DATED this 24th day of October, 2012.


ROBERT J. JOHNSTON
United States Magistrate Judge